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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Application of: Friend et al.

Application No.: 09/220,275

Group Art Unit: 1631

TECH CENTER 1600/2900

Filed: December 23, 1998

Examiner: Lundgren, J.

For: METHODS FOR USING
CO-REGULATED GENESETS TO
ENHANCE DETECTION AND
CLASSIFICATION OF GENE
EXPRESSION PATTERNS

Attorney Docket No.: 9301-039-999

RESPONSE TO RESTRICTION REQUIREMENT

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In response to the Office Action mailed March 29, 2000 in connection with the above-identified patent application, please consider the following remarks. Applicants submit herewith a Petition for Extension of Time for a period of five (5) months from April 29, 2000 up to and including September 29, 2000, accompanied by the appropriate fee.

REMARKS

Claims 1-69 are pending in the instant application. The Examiner has required restriction of the pending claims under 35 U.S.C. § 121 to one of the following two groups:

- I. Claims 1-57 and 67-69, drawn to methods for analyzing a biological sample, classified in class 702, subclass 20.
- II. Claims 58-66, drawn to a method for removing one or more artifacts from a measured biological profile, classified in Class 702, subclass 19.

The Examiner contends that the inventions of Groups I and II are distinct, each from the other. RECEIVED

In order to be fully responsive, Applicants hereby elect to prosecute the invention of Group II, claims 58-66, drawn to a method for removing one or more artifacts from a measured biological profile, classified in Class 702, subclass 19. 2900

Applicants respectfully request that the above-made remarks be considered and made of record in the file history of the above-captioned application.

Respectfully submitted,

Date September 29, 2000

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Enclosure